

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GREGORY L. DOWDY,

Petitioner,

v.

BEN CURRY,

Respondent.

No. C 09-03144 WHA

**SECOND ORDER RE
EVIDENTIARY HEARING**

After reviewing the record and submissions by both parties, respondent's request to vacate the evidentiary hearing is **DENIED**.

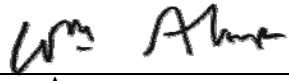
The experts who submitted reports on behalf of both parties must be present for the evidentiary hearing. Dr. A. L. Mathews and Dr. James R. Missett have both submitted signed reports. Dr. David Schatz, however, has not signed his expert report. Respondent must file a signed version of Dr. Schatz's expert report by **NOVEMBER 15, 2013**.

The three experts' signed reports will be deemed their direct testimony. Each party will have 30 minutes *per expert* to cross-examine the opposing party's expert witnesses. The opposing party will then have 15 minutes *per expert* to redirect. In order to allow both parties to prepare for the evidentiary hearing, the evidentiary hearing will be continued to **DECEMBER 23, 2013, AT 8:00 A.M.**

Any proposed amendments to the evidentiary hearing must be submitted by **NOVEMBER 15, 2013, AT NOON.**

IT IS SO ORDERED.

Dated: November 8, 2013.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE